

Die Veneris, 16. Maii. 1645.

By the Lords and Commons assembled in Parliament at *Westminster*.

Instructions Rules and Directions, to be observed & put

in execution by Collonel *Martin Pinder, Harcourt Leighton, Thomas Harbert*,

and Captaine *John Potter*, Esquires, and Commissioners of Parliament in the Army,
established by both Houses of Parliament, under the Command of Sir *THOMAS*

FAIRFAX, Knight, Commander in Cheife: And all other persons
whom these Instructions &c doe or may concerne.



Hat the Commissioners take speciall care, as often as occasion shall require to give an account to the Parliament of all such things as shall be fit to be made known unto them, And shall endeavour according to Instructions, that no Commander or Officer shall receive any Pay, but such as duly attend their charge; And the said Commissioners, or any of them, are likewise to supervise and examine the Musters of the said Army as occasion shall require, and shall use the best meanes they can for preventing of dead payments, false Musters, Free quarter, Plundering, Seizing of Horses, selling, spoyling, or imbezelling of Armes, or Horses; And for the avoiding of any other misdemeanour in the Officers or Souldiers, which may turne to the prejudice of the Common-wealth.

2. That the Commissioners repaire to the Counsels of Warre, for the better enabling them to give an account to the Parliament of the proceedings in the Army, and there to heare, observe, and debate touching such matters and passages, as may concerne either the Regulating the Army, or any part thereof, or speedy administration of Justice, the acting or promoting of any good designe, or the advancement of the publike service, And that once in fifteene dayes, or as occasion shall require, they are to certifie the state of the Army, and give an accompt of their proceedings unto the Parliament,

or such Committees as they shall nominate; And shall from time to time observe all such further orders and directions concerning the Army, and the Officers thereof, as shall be recommended to their care by both or either of the Houses of Parliament; And the said Sir *THOMAS FAIRFAX* Commander in chiefe, is hereby desired to admit the said Commissioners to his Counsels, to advise with them, and to Arme them with power for the purposes aforesaid, and the better execution of the particular Rules, and directions herein mentioned.

3. That the Judge Advocate of the Army doe administer an Oath to such persons attesting upon Musters, as shall be presented unto him for the discovery of false Musters, or accusing any person that shall violate the Articles of Warre in case of Plunder, or otherwise commit any misdemeanors, which may turne to the prejudice of the Common-wealth. And to take examinations thereupon, and produce them as Evidence at the Courts Marshall, or elsewhere for the better execution of Justice, and ease of the Countries attendance; And for default, or in the absence of the said Judge Advocate or Commissary, or otherwise as occasion shall require, the said Commissioners, or any one of them, are hereby also authorized to administer an oath unto, and to take examinations thereupon, of all such persons attesting, or that shall be witnesses for the purpose aforesaid.

4. That such Horses and Armes, as in Fight or otherwise, shall justly become prize to the Souldier, the Commissioners, for the encouragement of the souldiers, are hereby authorized for the use of the State, to buy the said Horses and Armes, for that the same may be disposed of, and kept for the service of the State, And that no Horse be bought or sold in the Army by Troopers or Souldiers, but such as shall be first presented, Vouched, and entred with the Marke-Master, upon the penalty of forfeiting every Horse to the State that shall not be vouched, and entred as aforesaid; And every such bought Horse to be marked by the Mark-Master, and disposed of by the Commissioners for the Parliament service, in such a way as the Commander in chiefe shall approve of.

5. That all Money, Plate, Jewels, Horses, Armes, Goods, Cattell, Wares, Merchandize, and Commodities whatsoever, which shall be Seized, or taken by the said Army, or any part thereof from the Common Enemies, or their Garrisons or Quarters (otherwise then by Storme, Battell, or Skirmish) shall be inventoried and delivered in writing to the Commissioners of the Army, to bee by the Commander in chiefe (or his Deputy for that purpose) and the Commissioners, valued, sold, or otherwise disposed of, to the best advantage of the Army, and the Publique service.

6. They shall to their utmost endeavour, That no Officer or Souldier be quartered at any place, but by the Quarter-master, first shewing his Commission if it be required, and by what Authority he takes up such quarters, and giving a Ticket of the names of every person which he shall quarter, expressing of what Regiment, Troope, or Company, the same person so quartered is, and the number of Horses there quartered, and at whose house the same are quartered, together with the day of the moneth, and that thereunto the same Quartermaster subscribe his name, saving that where, by reason of the great numbers of them, the names cannot be so suddenly inserted in the Ticket as is requisite; The numbers for the present shall be expressed in place of their names, and within one day after, or sooner (if the same conveniently may be) the names of the persons quartered, shall by the Quarter-master be written upon or under such Ticket.

7. That no quarter or provisions, for man or horse in any quarters, be taken without payment of ready money, but in case of necessity for want of pay, which the Parliament will use all meanes possible to prevent, and which necessity is to be expressed in such Tickets as aforesaid. And in case where any quarter or provisions shall be had or taken without payment as aforesaid; The Captaine or Quarter-master respectively shall by writing under their, or one of their hands, certifie what provisions have beeene so had, within what time, by whom, and of what Regiment, Troop, and Company, from whom, and the value therof, and such other order and directions concerning the same, shall be pursued and observed, as the Commissioners shall appoint, whereby the party to whom it is due may receive satisfaction. Provided, that where the Army shall be upon the march, not staying above four and twenty houres in a place, the rate shall bee four pence a night for Hay, three pence a night for Grasse, four pence a peck for Oats, six pence a peck for Pease and Beanes, and seven pence a peck for Barley and Malt, which provision of Barley and Malt is not to be taken but in case of necessity, where no other graine for horse meat is to be had, As also eight pence a day for the dyet of every Trooper or horse-man, seven pence a day for every Dragoonier, and six pence a day for every foot Souldier, Pioneer, Waggoner or Carter, that shall not be Officers by Commission, or of the Life-guards troop. Provided also that these rates, or any of them shall be continued or altered for the former, or other time, as occasion shall appeare to the Commissioners, & to be approved of by the Commander in chiefe. Provided that no Inhabitant to whatsoever shall be compelled to furnish any provision but what he hath in his house of his owne, and that no Officer or Souldier shall compell him to do otherwise upon paine of cashiering, or such other punishment as the Commander in chiefe shall thinke fit.

V III.

That every Officer by Commission, or person of the Life-guards Troop, shall pay the full value for his Provisions of Diet, or Horse-meat; but if he pay not present money to the full value, but leave a Ticket or Certificate in such manner as is aforesaid, shall content himself with such ordinary Dyet, for himself and servants, as the party with whom he Quarters is Provided of, without putting the said party to the trouble or charge of seeking abroad: Otherwise, upon complaint thereof made to the Commissioners, such Officer to be Fined and punished at the discretion of the Commander in chief.

I X.

That, where no just cause to the contrary shall appear, such Certificate made as aforesaid, shall upon view and examination thereof by the said Commissioners or any two of them be allowed, and thereupon the said Commissioners, or any two of them shall give Debenters for the monies due upon such Certificate, which shall be a sufficient Warrant for the Treasurer of the Army, to pay the same to such persons as shall produce such Debenters; and further, the same shall also be sufficient Warrant for the Treasurer to defaulke the same out of the pay of the Officer, or Souldier, by whom the same was due.

X.

That in case the said Commissioners, or any two of them, by consent of the Commander in chief, shall certifie that they conceive it necessary the Treasury in the Army be spared in the payment of any money due upon such Debenters as aforesaid: Then the said Debenters shall be produced to the Committee of Parliament, or so many of them as are authorized to give Warrants for issuing out of moneys for the Army, who shall accordingly issue out Warrants for Payment thereof, out of such moneys as are, or shall be paid in by vertue of the Ordinance of Parliament for maintaining of the Army, under the Command of Sir Thomas Fairfax: Whereupon the persons to whom such Warrants are directed, shall make payment thereof accordingly.

X I.

That no Teames, Horses or Carts shall be imprest or taken, but by Warrant under the hand of the Commander in chief: The Lieutenant-General of the Ordnance, or such Commissary respectively, as shall be Authorized so to do, which Warrant is to be produced, upon such Impeste or taking, and that the same Teams, Horses, or Carts be not compelled to go further then present necessity shall require, alwayes discharging those first that shall have gone furthest; And that there shall be present payment for every Team, Horse, Cart, or Driver so taken according to such allowances, as are or shall be established by Order of Parliament, or in want thereof, according to such Rates as the Commissioners shall think fit, by the consent of the Commander in chief: And in case of necessity, such present payment cannot be made, that the Officer by whose Warrants the Teams and Carts are imprest, or such other under Officers as he shall employ for that purpose, till the superiour Officers Certificate can be made, shall certifie and leave a Ticket what is due for such Horses, Carts, and Drivers, and to whom, according to such establishment or Rates, which shall be set as aforesaid: Provided that no Commissary of Waggons or other Officer whatsoever, shall take any Carts, Waggons, or Horses, that are bringing provisions to the Cities of London and Westminster.

X II.

That where the Commissioners, or any two of them shall finde just cause to stop the Pay of any Officer or Souldier, and shall give notice in writing thereof to the Treasurer of the Army: The said Treasurer is to forbear to pay the same for six dayes, or untill the Commissioners have acquainted the Commander in chief, and further order be thereupon given.

X III.

That the Commissioners or any two of them, have power by Authority hereof, to Issue out their Warrants, and to take such other course as they shall think fit, for the present restitution and satisfaction of the owners, of, or for any thing Plundered or taken contrary to Ordinance of Parliament, or Articles of War, or for the return of any Carriages Imprested for the Service of the Army: And whosoever shall refuse to obey such Warrant or other Order of the Commissioners for the purpose aforesaid, shall not only forfeit and incur the penalty of the full value of the thing so Plundered or taken, to be estimated by the Commissioners or any two of them; but also shall lose two Moneths Pay, as a penalty to the State, to be disposed as the Commander in chief shall think fit for the best advance of the present Service.

X IV.

That the Provost Marshall Generall and his men respectively, be ready to give their assistance, and pursue such directions as the Commissioners or any of them shall give them for the suppressing of violences, and apprehending disorderly persons; and that all other Officers and Souldiers where need shall require, be likewise ready to aid and assist them for the purposes aforesaid: And if any Officer or Souldier shall resist or affront the said Commissioners or any of them in the execution of their power and directions, that such Officer or Souldier shall be liable to such punishment as the Commander in chief shall think fit.

X V.

That the Commissioners likewise be carefull, That the Commissaries of the Victuall and Provisions (who are hereby required thereunto) do take notice and keep Accompt of all such Victuall and Provisions for Horse and Man, as are brought in, and freely given for the supply of the Armies: And where Provisions are brought into the Army by way of sale, and ready money cannot be paid, to give Tickets according to usuall Rates, whereby such persons as shall so bring in the same, may have the like benefit as others in case of Quarter without money as aforesaid, and give Copies of such Tickets to the Commissioners upon pain and Fine of punishment at discretion of the Commander in chief: And the Commissioners are hereby Authorized, to take care that such Provisions as are delivered by the Commissaries to any Officers or Souldiers for their supply, be brought to a just and true Accompt, and certified to the Treasurer, that he may defaulke so much out of the severall entertainments of such Officers and Souldiers from time to time, as the Provisions received by them as aforesaid shall amount unto.

All which Rules, Instructions and Directions, whether generall or particular, are carefully to be supervised and urged by the Commissioners of the Army, and by them to be taken care of, that, as much as is possible, they see them strictly performed.

Die Mercurius, Maii 16. 1645.

Ordered by the Commons Assembled in Parliament, that these Rules, Instructions, and Directions be forthwith Printed and Published.

H. Elsynge, Cler. Parl. D. Com.

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